

PATENT

Attorney Docket No.: HILLS1130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Foster et al. Art Unit: Not Yet Assigned
Application No.: 10/511,245 Examiner: Not Yet Assigned
I.A. Filing Date: April 15, 2003 Conf. No.: 8721
Title: FORMULATION OF FINE PARTICLES USING LIQUEFIED OR DENSE
GASES

Mail Stop PCT

Commissioner for Patents

P.O. Box 1450

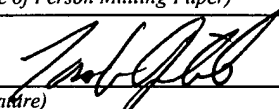
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35**U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 mailed
July 7, 2005, enclosed are:

1. One (1) copy of the Notification of Missing Requirements Under 35
U.S.C. 371 mailed July 7, 2005 (2 pages);
2. One (1) executed Declaration For Patent Application (4 pages);
3. One (1) Power of Attorney by Assignee (2 pages); and
4. Return Receipt Postcard.

CERTIFICATION UNDER 37 CFR §1.10 "EXPRESS MAIL" Mailing Label Number: EV 627 502 121 US Date of Deposit: July 26, 2005	
I hereby certify that this correspondence is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" with sufficient postage on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
JOSH GIBBS (Name of Person Mailing Paper)	
 (Signature)	July 26, 2005 (Date)

In re Application of:

Foster et al.

Application No.: 10/511,245

I.A. Filing Date: April 15, 2003

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Applicants claim **SMALL ENTITY** status in the above-identified application. Pursuant to 37 C.F.R. § 1.27, a verified statement claiming small entity status is not required.

The filing fee has been calculated as follows.

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Large Entity		Small Entity	Large Entity
Total Claims	35-20	=	15	X	\$25	\$50	=	[\$135.00]	\$.00
Independent Claims	1-3	=	0	X	\$100	\$200	=	\$.00	\$.00
Multiple Dependent Claims Present: ____ Yes <u>x</u> No					\$180	\$360		N/A	N/A
Fee for Each Additional 50 Sheets in Excess of 100 Pages					\$125	\$250		N/A	N/A
					FILING FEE			[\$ 545.00]	\$ 300.00
					SURCHARGE FEE			[\$ 65.00]	\$ 130.00
					TOTAL FEE			\$.00	

No fee is deemed necessary in connection with the filing of this paper. However, if a fee is required, the Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: July 26, 2005



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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/511,245	Neil Russell Foster	HILLS1130

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PATENT DOCKETING

JUL 12 2005

DLA PIPER

INTERNATIONAL APPLICATION NO.

PCT/AU03/00453

I.A. FILING DATE

PRIORITY DATE

04/15/2003

04/15/2002

CONFIRMATION NO. 8721

371 FORMALITIES LETTER



OC000000016449307

Date Mailed: 07/07/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/13/2004
- Copy of the International Search Report filed on 10/13/2004
- Copy of IPE Report filed on 10/13/2004
- Preliminary Amendments filed on 10/13/2004
- Oath or Declaration filed on 10/13/2004
- Request for Immediate Examination filed on 10/13/2004
- U.S. Basic National Fees filed on 10/13/2004
- Priority Documents filed on 10/13/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,245	PCT/AU03/00453	HILLS1130

FORM PCT/DO/EO/905 (371 Formalities Notice)